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**RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2854**

Attorney Docket No. 1199 P 196

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Andrew L. Oleson

Application No.: 10/814,373  
Confirmation No.: 5499  
Filed On: March 31, 2004

Examiner: Marissa L. Ferguson  
Art Unit: 2854

For: Individual Head Off-Contact Shims

Mail Stop AF  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Examiner Marissa Ferguson mailed August 3, 2005, finally rejecting Claims 59-80.

The fee for this Notice of Appeal under 37 C.F.R. § 1.17(b) is \$500 and check, No. 24952, in this amount is enclosed. Applicant is other than a small entity.

This Notice is timely submitted.

The Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0280. A duplicate copy of this Transmittal is attached.

Respectfully submitted,

Date: 15 August 2005

By:

Reger H. Stein, Reg. No. 31,882  
Customer Number 2342  
Wallenstein Wagner & Rockey, Ltd.  
311 S. Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6630  
312.554.3300

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on Aug. 15, 2005.

Kathleen Rundquist  
Kathleen Rundquist/230339